



040504

13281 U.S. PTO

17302 U.S. PTO
10/816905

040504

Please type a plus sign (+) inside this box->/ + /

UTILITY	Atty Doc. No. <u>51360</u> Total Pages <u>3</u>
PATENT APPLICATION	FIRST NAMED INVENTOR OR APPLICATION IDENTIFIER
TRANSMITTAL	Harald KOEHLE
	Express Mail Label No. _____

Application Elements

Address To: Assistant Commissioner for Patents
Box Patent Application
Washington, D.C. 20231

1. / X / Fee transmittal Form
(Submit an original, and a duplicate for fee processing)
2. / X / Specification Total Pages / 16 /
(Preferred arrangement set for below)

Descriptive title of the Invention

Cross References to Related Application

Statement Regarding Fed. Sponsored R & D

Reference to Microfiche Appendix

Background of the Invention

Brief Summary of the Invention

Brief Description of the Drawings (if filed)

Detailed Description

Claim(s)

Abstract of the Disclosure

6. / / Microfiche Computer Program (Appendix)

7. / / Nucleotide and/or Amino Acid Sequence Submission
-
- (if applicable, all necessary)

- a. / / Computer Readable Copy

- b. / / Paper Copy (Identical to computer copy)

- c. / / Statement verifying identity of above copies

ACCOMPANYING APPLICATIONS PARTS

8. / / Assignment Papers (cover sheet & document(s))

9. / / 37 CFR 3.73(b) Statement / / Power of Attorney

10. / / English Translation Document (if applicable)

11. / / Information Disclosure / / Copies of IDS Citations

12. / X / Preliminary Amendment

13. / x / Return Receipt Postcard (MPEP 503)

Should be specifically itemized)

14. / / Small Entity / / Statement filed in prior application
-
- Statements Status still proper and

15. / / Certified Copy of Priority Document(s)
-
- (if foreign priority is claimed)

16. / X / Other
- Incorporation of IDS and references
-
- filed 10/17/02 and 1/28/03 is requested

3. / / Drawing(s) (35 USC 113) (Figs.) Total Sheets / /

desired

4. / X / Oath or Declaration Total Pages / 3 /

- a. / / Newly executed (original or copy)

- b. / x / Copy from a prior application (37 CFR 1.63(d))
-
- (For Continuation/Divisional with Box 17 completed)
-
- Note Box 5 below

- i. / /
- DELETION OF INVENTOR(S)

Signed statement attached deleting
inventor(s) named in the prior application
see 37 CFR 1.63(d)(2) and 1.33(b).

5. / x / Incorporation by reference (useable if Box 4b is checked)

The entire disclosure of the prior application, from which a
copy of the oath or declaration is supplied under Box 4b
is considered as being part of the disclosure of the accompanying
application and is hereby incorporated by reference therein.

17. If a Continuing Application, check appropriate box and supply the requisite information:

/ X / Continuation / / Divisional / / Continuation-in part (CIP) of prior application No. 10/257,874CORRESPONDENCE ADDRESS

/ / Customer Number or Bar code Label

Insert Customer No. or Attach bar code label here

or / / Correspondence address below

Name: Herbert B. Keil
KEIL & WEINKAUF

Address: 1350 Connecticut Ave., N.W.

City: Washington

State: D.C.

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Country: USA

Telephone: (202)659-0100

Fax: (202)659-0105

The filing fee has been calculated as shown below:

	Number	Number	SMALL/LARGE	BASIC FEE
For:	Filed	Extra	ENTITY	\$385./\$770.

Basic Fee..... \$ 770.

Total Claims: 6 -20 = x \$09./\$18. =

Indep. Claims: 1 -3 = x \$43./\$86. =

[] Multiple Dependent Claim(s) presented:\$145./290 =

[x] A check is enclosed for the filing fee. \$ 770.

*If the difference is less than zero, enter "0".

[X] A check for \$1,720 for the filing fee and 3 month extension of time.

[X] The Commissioner is hereby authorized to charge any other fee required, including the issue fee, in connection with the filing and prosecution of this application, and to the extent necessary, applicant(s) hereby petition for extension(s) of time under 37 CFR 1.136, to be charged to our Deposit Account 11-0345.

Respectfully submitted,

KEIL & WEINKAUF



Herbert B. Keil

Reg. No. 18,967

1350 Connecticut Ave., N.W
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the continuation application of)
KOEHLER et al.) Art Unit: 1616
)
Serial No. 10/257,874) Examiner: Clardy
)
Filed: October 7, 2002)
)

For: METHOD OF INDUCING THE VIRUS RESISTANCE OF PLANTS

I hereby certify that this correspondence
is being deposited with the United States
Postal Service as first class mail in an
envelope addressed to Commissioner of
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20231, on:

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Date of Deposit

Mary Chadwick

Person Making Deposit

Mary Chadwick
Signature

Commissioner of Patents
P. O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR SUSPENSION OF TIME UNDER 37 CFR §103(b)

Sir:

Suspension of action on the above-identified application is requested under
37 CFR § 103(b) to provide sufficient time for applicants to prepare and submit a
preliminary amendment.

04/07/2004 EHAILE1 00000033 10816905

01 FC:1001
02 FC:1253

770.00 DP
950.00 DP

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Respectfully submitted,
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